

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re ALUMINUM WAREHOUSING
ANTITRUST LITIGATION

x
No. 13 MD 2481 (KBF)

CLASS ACTION

This Document Relates To:

STIPULATION AND ~~PROPOSED~~ ORDER

*In re Aluminum Warehousing Antitrust
Litigation* (Direct Purchaser Plaintiffs), Case
No. 1:14-cv-03116-KBF (S.D.N.Y.).
_____ x

USDC SDNY
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Plaintiffs Ampal, Inc., Custom Aluminum Products, Inc., Claridge Products and Equipment, Inc., and Extruded Aluminum Corporation and Defendants Goldman Sachs International, Metro International Trade Services, Inc., JPMorgan Securities plc, Henry Bath LLC, Glencore Ltd., and Pacorini Metals USA, LLC stipulate and agree as follows:

WHEREAS in the Third Amended Complaint (Dkt. No. 738), Plaintiffs included as a Fifth Claim for Relief a claim under the Michigan Antitrust Reform Act, MCL §§445.773, *et seq.*;

WHEREAS in the Third Amended Complaint, Plaintiffs included as a Sixth Claim for Relief a claim under the New York Donnelly Act, N.Y. Gen. Bus. Law §340, *et seq.*;

WHEREAS in the Third Amended Complaint, Plaintiffs included as a Ninth Claim for Relief a claim for unjust enrichment;

WHEREAS Plaintiffs have determined not to continue to pursue these state law claims, and to dismiss them voluntarily without prejudice;

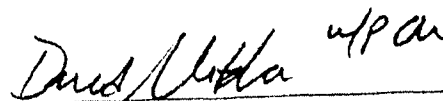
WHEREAS in light of Plaintiffs' dismissal of their state law claims, Defendants have agreed to withdraw certain discovery requests related to those claims, also without prejudice;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED:

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the Parties, by their undersigned counsel, stipulate and agree that the Fifth, Sixth, and Ninth Claims for Relief asserted in the Third Amended Complaint are hereby dismissed without prejudice.

DATED: January 28, 2016

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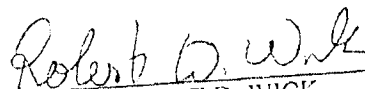
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February 1, 2016
DATED: ~~January~~, 2016

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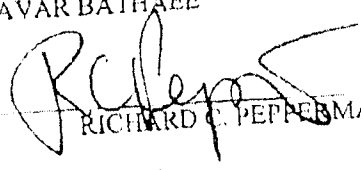
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IT IS SO ORDERED.

DATED: 2/3/16

KBF. 70

THE HONORABLE KATHERINE B. FORREST
UNITED STATES DISTRICT JUDGE *JK*